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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Application of: Alvarez et al.

Serial No.: 09/079,678

Art Unit: 1654

Filed: May 15, 1998

Examiner: Avis M. Davenport

For: RANDOM PEPTIDES THAT BIND TO
GASTROINTESTINAL TRACT (GIT)
TRANSPORT RECEPTORS AND
RELATED METHODS

Attorney Docket No.: 1101-220

SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.56 and §1.97

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In accordance with the continuing duty of disclosure imposed by 37 C.F.R. § 1.56 and § 1.97 to inform the Patent and Trademark Office of all references coming to the attention of each individual associated with the filing or prosecution of the subject application, which are or may be material to the patentability of any claim of the application, Attorneys for Applicants hereby direct the Examiner's attention to the reference (BM) listed on the attached revised form PTO 1449 entitled "List of References Cited by Applicant," a copy of which is being submitted herewith.

Identification of the listed reference is not to be construed an admission of Applicants or Attorneys for Applicants that this reference is available as "prior art" against the subject application. Consequently, Applicants respectfully decline to use form PTO-

1449, since this form identifies all of the references cited therein as "Prior Art". As an alternative, Applicants submit herewith a "revised form PTO 1449" entitled "List of References Cited" instead of "List of Prior Art Cited".

The reference contained in this Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application. Specifically, reference BM was cited in an International Search Report dated November 4, 1998 in corresponding International Application No. PCT/US98/10088. A copy of this Search Report is attached hereto as Exhibit A.

Applicants respectfully request that the Examiner review the foregoing reference and that the reference be made of record in the file history of the application.

Pursuant to 37 C.F.R. § 1.97(b)(3), it is estimated that no fee is due, as this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. However, should the Patent and Trademark Office determine otherwise, please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed for accounting purposes.

Respectfully submitted,

Date: May 3, 2000

 32,605
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